

**TOWN OF BUCKEYE**  
**REGULAR COUNCIL MEETING MINUTES**  
**JANUARY 20, 2004**

**Call to Order**

Mayor Hull, who led the pledge of allegiance, called the meeting to order at 7:03 p.m.

Members Present: Mayor Hull, Vice Mayor Newberry, Councilman Meck, Councilwoman Charman, Councilman Doster, and Councilman Urwiller. Councilwoman Weir arrived at 7:20 p.m.

Staff Present: Joe Blanton, Scott Ruby, Linda Garrison, Mary Saiz, Christine Dunnington, Jeanine Guy, Alicia Griffin, Larry Harmer, Carroll Reynolds, Keith Watkins, Mike Carey, and Woody Scoutten.

**Comments from the Public** – None.

**Consent Agenda**

All items with an asterisk (\*) are considered to be routine and will be enacted by one motion of the Council. Agenda items \*3, \*4, \*5A, and \*5B were all on the Consent Agenda. Moved by Councilman Urwiller, seconded by Vice Mayor Newberry to approve Council Agenda Items \*3, \*4, \*5A, and \*5B as presented. The motion passed unanimously.

(\*3) Approved the minutes of the January 6, 2004 Council workshop and regular Council meeting as presented.

(\*4) Approved the invoices due by the Town for payment.

(\*5A) Approved the reappointment of Hank Newberry and Alex Villa to the Cemetery Advisory Committee for a three year term ending September 2006.

(\*5B) Approved the Special Events Liquor License request by the Buckeye Rotary Club for a fundraiser in connection with the Senior Pro Rodeo being held on the 7<sup>th</sup> and 8<sup>th</sup> of February.

**Non-Consent Agenda**

**Consent Decree from Arizona Department of Environmental Quality**

Carroll Reynolds, Public Works Director, requested Council approval to authorize the Town Manager to enter into negotiations with Arizona Department of Environmental Quality for a draft Consent Order. This order would allow the Town Manager to enter into negotiations with ADEQ for a consent order that will resolve outstanding issues related to the wastewater treatment facility. Moved by Councilman Urwiller, seconded by Vice Mayor Newberry to authorize staff to negotiate and enter into a Consent Decree from the Arizona Department of Environmental Quality regarding the wastewater treatment facility located at 915 S. 7<sup>th</sup> Street, Buckeye, Arizona. The motion passed unanimously.

**Public Hearing – Liquor License – Sundance Golf Club**

Mayor Hull opened a public hearing at 7:10 p.m. to hear public input on the proposed liquor license requested by William Corn representing the Sundance Golf Club for a Series 12 liquor license. There being no input, Mayor Hull closed the public hearing at 7:12 p.m.

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**Liquor License – William Corn – Sundance Golf Club**

Mr. Blanton explained that the Sundance Golf Club has changed owners and that the new owners are requesting Council approval of a Series 12 liquor license. Mr. William Corn representing the new owner requested Council approval of a Restaurant Series 12 liquor license for the Sundance Golf Club located at 900 S. Sundance Parkway, Buckeye, Arizona. Moved by Vice Mayor Newberry, seconded by Councilwoman Charman to approve the liquor license request. The motion passed unanimously.

**Ordinance 01-04 Annexation (DMB)**

Karrin Taylor of Biskind Hunt & Taylor representing DMB requested annexation of approximately 16 acres located west of Airport Road and just south of I-10. Moved by Vice Mayor Newberry, seconded by Councilman Meck to adopt Ordinance 01-04 increasing the corporate limits of the Town of Buckeye and read by title only. The motion passed unanimously.

**Ordinance 02-04 Rezoning (DMB)**

Karrin Taylor of Biskind Hunt & Taylor representing DMB requested rezoning of approximately 16 acres located west of Airport Road and just south of Interstate 10 from Rural 43 to Planned Community. Moved by Vice Mayor Newberry, seconded by Councilman Meck to adopt Ordinance 02-04 rezoning approximately 16 acres located west of Airport Road and just south of Interstate 10 from Rural 43 to Planned Community and read by title only. The motion passed unanimously.

**Ordinance 03-04 Amending the Verrado Community Master Plan**

Karrin Taylor of Biskind Hunt & Taylor representing DMB requested amending the Verrado Community Master Plan to add approximately 16.18 acres located west of Airport Road and south of Interstate 10 in a portion of Section 1, Township 1 North, Range 3 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona. Moved by Vice Mayor Newberry, seconded by Councilman Meck to adopt Ordinance 03-04 amending the Verrado Community Master Plan and read by title only. The motion passed unanimously.

**Ordinance 04-04 Annexation (Hodges)**

Steve Brophy on behalf of Hodges Properties requested annexation of approximately 311 acres located on the north half of Section 29, Township 1 North, Range 3 West of the Gila and Salt River Base and Meridian, Maricopa County, generally located south of Broadway Road between Miller Road and Apache Road. Moved by Councilman Urwiller, seconded by Vice Mayor Newberry to adopt Ordinance 04-04 increasing the corporate limits of the Town of Buckeye and read by title only. The motion passed unanimously.

**Ordinance 05-04 Rezoning (Hodges)**

Steve Brophy on behalf of Hodges Properties requested the rezoning of approximately 311 acres located in the north half of Section 29, Township 1 North, Range 3 West of the Gila and Salt River Base and Meridian, Maricopa County, generally located south of Broadway Road between Miller Road and Apache Road. The approximate 20 acres on the southeast corner of Miller Road and Broadway Road would be rezoned from Rural-43 to Commercial Center and the remaining approximately 291 acres would be rezoned from Rural-43 to Planned Community. Mr. Blanton reported that staff and the Development Board recommend approval. Moved by Councilman Urwiller, seconded by Vice Mayor Newberry to adopt Ordinance 05-04 rezoning approximately 311 acres located in the north half of Section 29, Township 1 North, Range 3 West of the Gila and Salt River Base and Meridian, Maricopa County. The motion passed unanimously.

**Resolution 01-04 Final Plat – Verrado Parcel 5.802**

Moved by Councilman Urwiller, seconded by Vice Mayor Newberry to adopt Resolution 01-04 approving the Final Plat for a subdivision to be known as Verrado Parcel 5.802 located in the central portion of Phase

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1 in Planning Unit V, of the Verrado Master Planned Community and read by title only. The motion passed unanimously.

**Ordinance 06-04 Amending the Sundance Community Master Plan**

Larry Harmer, Community Development Director, reported that there was a condition that was creating difficulty in the original Sundance Community Master Plan regarding the placement of air conditioning units. This ordinance will address this by altering the placement of air conditioning units within the side yard setback. Moved by Councilman Urwiller, seconded by Councilwoman Weir to adopt Ordinance 06-04 amending the Sundance Community Master Plan to address altering the placement of air conditioning units within the side yard setback and read by title only.

**Contracting Service Agreement – Auditor**

Mary Saiz, Finance Director, requested Council to consider entering into a \$33,000 contract with Ms. Doris Hodges for the purpose of delivering auditing, training, and other related services to the Town. Ms. Saiz reported that Council had approved the position of auditor in the budget but felt that contracting out the services at this time would be more efficient. Moved by Vice Mayor Newberry, seconded by Councilman Meck to approve the request to contract with Ms. Doris Hodges in the amount of \$33,000 for auditing services as stated above. The motion passed unanimously.

**Fence Award – Earl Edgar Recreation Facility**

Staff stated that six bids were received and requested Council award the bid for the fencing project at Earl Edgar Recreation Facility to FairLane Fence Inc. in the amount of \$8,200. Moved by Councilman Urwiller, seconded by Vice Mayor Newberry to award the bid to the lowest and most responsive bidder, FairLane Fence, Inc. in the amount of \$8,200 for the repair and installation of perimeter fencing at Earl Edgar Recreation Facility. The motion passed unanimously.

**Resolution 02-04 El Paso Natural Gas Storage Facility**

Mr. Blanton reported that this resolution opposes the proposed El Paso Natural Gas Storage Facility as opposed by most West Valley cities and towns. Moved by Councilman Meck, seconded by Councilman Urwiller to approve resolution 02-04 regarding the proposed placement of the El Paso Natural Gas Storage Facility and read by title only. The motion passed unanimously.

**Town Manager's Report**

The Town Manager reported on the following items:

1. Arizona Department of Environmental Quality will be holding a public meeting on Thursday, January 22, 2004 at the Community Center regarding the Phoenix landfill.
2. A concert by Whitestone will be held at the Community Center on Saturday beginning at 6:30 p.m. to benefit the Christian Assistance Fund.
3. The Town has hired Dwayne Stahl as procurement specialist.
4. APS is requesting a meeting to discuss the new siting project that will affect Festival Ranch.

**Comments from the Council**

Councilman Meck asked if the Town has received the deed for the 65 acres Sundance donated to the Town. Vice Mayor Newberry reported the airport expansion project is almost complete. Councilman Urwiller would like to see the 65 acres in Sundance cleaned up. Councilwoman Charman reported she had received a call opposing the Bio-Diesel operation. Joe Blanton reported that the Public Hearing on the Bio-Diesel operations presented information that it would be a research and development type facility.

**Adjournment**

There being no further business to come before the Council, moved by Vice Mayor Newberry, seconded by

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Councilman Meck to adjourn (7:44 p.m.). The motion passed unanimously.

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**Dustin Hull, Mayor**

**ATTEST:**

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**Linda Garrison, Town Clerk**

I hereby certify that the foregoing minutes are a true and correct copy of the Council meeting of the Town Council of the Town of Buckeye held on the 20<sup>th</sup> day of January 2004. I further certify that the meeting was duly called and that a quorum was present.

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**Linda Garrison, Town Clerk**